

Cleveland City Council

*Cleveland City Hall, Room 216
601 Lakeside Avenue, N.E.
Cleveland, OH 44114*



Meeting Minutes

Monday, October 14, 2019

7:00 PM

Council Chambers

City Council

CALL TO ORDER; ROLL CALL

Present 17 - Anthony T. Hairston, Basheer S. Jones, Jasmin Santana, Joseph T. Jones, Kevin L. Bishop, Blaine A. Griffin, Anthony Brancatelli, Brian Kazy, Dona Brady, Kenneth Johnson, Kerry McCormack, Kevin Conwell, Kevin Kelley, Martin Keane, Matt Zone, Michael Polensek, and Phyllis E. Cleveland

PRAYER OR MOMENT OF REFLECTION**PLEDGE OF ALLEGIANCE****DISPENSE WITH THE JOURNAL****SPECIAL RESOLUTIONS**

Condolence; Moment of Silence

Congratulations/Recognition/Appreciation/Commendation/Commemoration/Welcome

[1285-2019](#) Condolence Resolution for Tommy Lee Farmer, Sr.

Indexes: CONDOLENCES; WARD 01

Attachments: [Ceremonials 10-14-19 mtg](#)

This Ceremonial Resolution was read into the record.

[1286-2019](#) Condolence Resolution for Larry F. Buchanan

Indexes: CONDOLENCES; WARD 12

Attachments: [Ceremonials 10-14-19 mtg](#)

This Ceremonial Resolution was read into the record.

[1287-2019](#) Congratulations Resolution for 138th Session of the North Ohio Annual Conference of the African Methodist Episcopal Church

Indexes: CONGRATULATIONS; WARD 06

Attachments: [Ceremonials 10-14-19 mtg](#)

This Ceremonial Resolution was read into the record.

[1288-2019](#) Congratulations Resolution for Alison Garrigan

Indexes: CONGRATULATIONS; WARD 15

Attachments: [Ceremonials 10-14-19 mtg](#)

This Ceremonial Resolution was read into the record.

[1289-2019](#) Congratulations Resolution for Contractor Assistance Associations

10th Anniversary

Indexes: CONGRATULATIONS; WARD 13

Attachments: [Ceremonials 10-14-19 mtg](#)

This Ceremonial Resolution was read into the record.

[1290-2019](#) Recognition Resolution for Todd Meany

Indexes: RECOGNITION; WARD 16

Attachments: [Ceremonials 10-14-19 mtg](#)

This Ceremonial Resolution was read into the record.

[1291-2019](#) Recognition Resolution for Gabe Spiegel

Indexes: RECOGNITION; WARD 16

Attachments: [Ceremonials 10-14-19 mtg](#)

This Ceremonial Resolution was read into the record.

[1292-2019](#) Recognition Resolution for Zeta Omega Chapter of Omega Psi Phi Fraternity, Inc. Russell T. Adrine Achievement Week

Indexes: RECOGNITION; WARD 08; WARD 09; WARD 10

Attachments: [Ceremonials 10-14-19 mtg](#)

This Ceremonial Resolution was read into the record.

[1293-2019](#) Recognition Resolution for International Forum of People's Diplomacy "Dialogue on the Volga: Peace and Mutual Understanding in the 21st Century")

Indexes: RECOGNITION; WARD 13

Attachments: [Ceremonials 10-14-19 mtg](#)

This Ceremonial Resolution was read into the record.

[1294-2019](#) Appreciation Resolution for Bishop Kevin S. Ringer, Th.D., D.D.

Indexes: APPRECIATION; WARD 02

Attachments: [Ceremonials 10-14-19 mtg](#)

This Ceremonial Resolution was read into the record.

[1295-2019](#) Condolence Resolution for Joseph Calamante

Indexes: CONDOLENCES; WARD 12

Attachments: [Ceremonials 10-14-19 mtg](#)

This Ceremonial Resolution was read into the record.

[1296-2019](#) Condolence Resolution for Willie G. Williamson

Indexes: CONDOLENCES; WARD 13

Attachments: [Ceremonials 10-14-19 mtg](#)

This Ceremonial Resolution was read into the record.

PRESENTATIONS

FIRST READING LEGISLATION

•Emergency Ordinances Referred

[1273-2019](#) AN EMERGENCY ORDINANCE Authorizing the Mayor and the Commissioner of Purchases and Supplies to acquire and re-convey properties presently owned by Landmark at the Lake, LLC, or its designee, located on vacant land at, and adjacent to, 5455 North Marginal Road for the purpose of entering into the chain-of-title prior to the adoption of tax increment financing legislation authorized under Section 5709.41 of the Revised Code.

Indexes: ECONOMIC DEVELOPMENT DEPARTMENT; PURCHASES AND SUPPLIES DIVISION; TAX INCREMENT FINANCING (TIF) ; WARD 10

Attachments: [1273-2019 Acq and reconvey for TIF chain of title for Landmark at the Lake on N Marginal Rd](#)
[1273-2019 Exec. Summary - Landmark at the Lake chain of title](#)
[1273-2019 site plans](#)

This Emergency Ordinance was read and referred to administrative review.to the City Council

[1274-2019](#) AN EMERGENCY ORDINANCE Giving consent of the City of Cleveland to the Ohio Department of Transportation to resurface the Cleveland Memorial Shoreway (SR 2) from Main Avenue Bridge to IR 90 in the City of Cleveland.

Indexes: AGREEMENTS; CAPITAL PROJECTS; OHIO DEPARTMENT OF TRANSPORTATION (ODOT)

Attachments: [1274-2019 Consent with ODOT for Shoreway, preliminary](#)
[1274-2019 Executive Summary](#)
[1274-2019 map](#)

This Emergency Ordinance was read and referred to administrative review.to the City Council

[1275-2019](#) AN EMERGENCY ORDINANCE Authorizing the Director of Public Utilities to enter into one or more contracts with CHN Housing

Partners for professional services necessary to provide administration and other related services for the Division of Water's discount affordability program, for a period of one year, with two one-year options to renew, the second of which shall require additional legislation.

Indexes: CLEVELAND HOUSING NETWORK; PROFESSIONAL SERVICES CONTRACTS; UTILITIES DEPARTMENT; WATER DIVISION

Attachments: [1275-2019 Dir K w CHN Housing Partners for affordability, Cleveland Housing Network](#)
[1275-2019 Exec. Summary - Discount Affordability Program](#)

This Emergency Ordinance was read and referred to administrative review.to the City Council

[1276-2019](#) AN EMERGENCY ORDINANCE Authorizing the Director of Public Works to enter into a license agreement with Midtown Cleveland, Inc., or its designee, to install and maintain a gateway monument sign at Colonel Charles Young Park, located at the intersection of Prospect Street and East 46th Street.

Indexes: LICENSE AGREEMENTS ; MIDTOWN CLEVELAND, INC.; PUBLIC WORKS; WARD 05

Attachments: [1276-2019 Perpetual License ag w Midtown Cleveland for Gateway sign at Colonel Charles Young Park.doc](#)
[1276-2019 Executive Summary](#)
[1276-2019 map](#)

This Emergency Ordinance was read and referred to administrative review.to the City Council

[1277-2019](#) AN EMERGENCY ORDINANCE Authorizing the Director of Port Control to exercise the second option to renew Contract No. PS 2017-254 with Professional Drivers of Georgia, Inc. dba ProDrivers to provide temporary seasonal snow removal vehicle operators for the various divisions of the Department of Port Control.

Indexes: CONTRACTS; PORT CONTROL DEPARTMENT; SNOW REMOVAL

Attachments: [1277-2019 Exercise option to renew K w ProDriers for temporary seasonal sow removal vehicle operators](#)
[1277-2019 Exec. Summary - CHIA - ProDrivers Option](#)

This Emergency Ordinance was read and referred to administrative review.to the City Council

[1278-2019](#) AN EMERGENCY ORDINANCE Authorizing the Director of Public Works to employ one or more professional consultants to provide turf, greens, roughs, and landscaping maintenance and services at Highland Park Golf Course, for a period of one year, with two one-year options to renew, exercisable by the Director of Public Works.

Indexes: HIGHLAND PARK GOLF COURSE; PROFESSIONAL SERVICES CONTRACTS; PUBLIC WORKS

Attachments: [1278-2019 Prof Serv Highland Golf Course turf maintenance](#)
[1278-2019 Executive Summary](#)

This Emergency Ordinance was read and referred to administrative review.to the City Council

[1279-2019](#) AN EMERGENCY ORDINANCE Authorizing the purchase by one or more requirement contracts of automotive parts and heavy duty parts to repair vehicles, including labor, materials, and installation, if necessary, for the various divisions of the Department of Port Control, for a term of two years, with two one-year options to renew, the first of which shall require additional legislative authority.

Indexes: CONTRACTS; PORT CONTROL DEPARTMENT

Attachments: [1279-2019 Req K automotive and heavy duty vehicle parts - PC](#)
[1279-2019 Exec. Summary - CHIA - Auto Parts Req. K](#)

This Emergency Ordinance was read and referred to administrative review.to the City Council

[1280-2019](#) AN EMERGENCY ORDINANCE Determining the method of making the public improvement of installing up to five automatic sliding doors and vestibules on the ticketing level lobby at Cleveland Hopkins International Airport; and authorizing the Director of Port Control to enter into one or more public improvement contracts for the making of the improvement.

Indexes: CLEVELAND HOPKINS INTERNATIONAL AIRPORT; PORT CONTROL DEPARTMENT; PUBLIC IMPROVEMENT CONTRACTS

Attachments: [1280-2019 PIK automatic sliding doors and vestibules, PC](#)
[1280-2019 Exec. Summary - CHIA - Ticketing Level Automatic Doors](#)

This Emergency Ordinance was read and referred to administrative review.to the City Council

•Emergency Ordinances Read in Full and Passed

[1283-2019](#) AN EMERGENCY ORDINANCE Authorizing the Director of the Department of City Planning to enter into agreement with Union Miles Development Corporation for the Feasibility Analysis for Planning and Development in the Harvard Miles Corridor through the use of Ward 2 Casino Revenue Funds.

Indexes: AGREEMENTS; CITY PLANNING COMMISSION; CASINO REVENUE FUNDS ; UNION-MILES DEVELOPMENT CORPORATION; WARD 02

Attachments: [1283-2019 Union Miles Feasibility Analysis Harvard Miles Corridor Ord 2019](#)

A motion was made by Council Member Kazy, seconded by Council Member Johnson, that this Emergency Ordinance be approved. The motion carried by the following vote:

Yea: 17 - Anthony T. Hairston, Basheer S. Jones, Jasmin Santana, Joseph T. Jones, Kevin L. Bishop, Blaine A. Griffin, Anthony Brancatelli, Brian Kazy, Dona Brady, Kenneth Johnson, Kerry McCormack, Kevin Conwell, Kevin Kelley, Martin Keane, Matt Zone, Michael Polensek, and Phyllis E. Cleveland

[1284-2019](#) AN EMERGENCY ORDINANCE Authorizing the Director of the Department of Public Works to enter into agreement with the Greater Collinwood Development Corporation for the Scoop on Summer Project through the use of Ward(s) 8 and 10 Casino Revenue Funds.

Indexes: AGREEMENTS; CASINO REVENUE FUNDS ; COLLINWOOD VILLAGE DEVELOPMENT CORPORATION; PUBLIC WORKS; WARD 08; WARD 10

Attachments: [1284-2019 Collinwood Nottingham Scoop on Summer 2019](#)

A motion was made by Council Member Kazy, seconded by Council Member Johnson, that this Emergency Ordinance be approved. The motion carried by the following vote:

Yea: 17 - Anthony T. Hairston, Basheer S. Jones, Jasmin Santana, Joseph T. Jones, Kevin L. Bishop, Blaine A. Griffin, Anthony Brancatelli, Brian Kazy, Dona Brady, Kenneth Johnson, Kerry McCormack, Kevin Conwell, Kevin Kelley, Martin Keane, Matt Zone, Michael Polensek, and Phyllis E. Cleveland

•Emergency Resolutions Referred

[1281-2019](#) AN EMERGENCY RESOLUTION Appointing an assessment equalization board to hear objections to estimated assessments with respect to the continuation and expansion of the Ohio City - Cleveland Business Improvement District and the comprehensive services plan for safety, maintenance and other services to be provided for the District, and declaring an emergency.

Indexes: ASSESSMENT EQUALIZATION BOARD; CITY PLANNING COMMISSION; OHIO CITY - CLEVELAND BUSINESS IMPROVEMENT DISTRICT ; WARD 03

Attachments: [1281-2019 Appoint Board for Ohio City SID renewal and expansion](#)
[1281-2019 Executive Summary](#)

This Emergency Resolution was read and referred to administrative review.to the City Council

SECOND READING LEGISLATION

•Emergency Ordinances Passed

[975-2019](#) AN EMERGENCY ORDINANCE To vacate a portion of East 103rd Street.

Indexes: CAPITAL PROJECTS; CITY PLANNING COMMISSION; STREET VACATION;
WARD 06

Attachments: [975-2019 Vacate E 103](#)
[975-2019 Executive Summary](#)
[975-2019 map 1](#)
[975-2019 map 2](#)

A motion was made by Council Member Kazy, seconded by Council Member Johnson, that this Emergency Ordinance be approved. The motion carried by the following vote:

Yea: 17 - Anthony T. Hairston, Basheer S. Jones, Jasmin Santana, Joseph T. Jones, Kevin L. Bishop, Blaine A. Griffin, Anthony Brancatelli, Brian Kazy, Dona Brady, Kenneth Johnson, Kerry McCormack, Kevin Conwell, Kevin Kelley, Martin Keane, Matt Zone, Michael Polensek, and Phyllis E. Cleveland

995-2019 AN EMERGENCY ORDINANCE Authorizing the Director of Public Works to execute a deed of easement granting to the Northeast Ohio Regional Sewer District certain easement rights in property owned by the City within Rockefeller Park along East Boulevard between Ashbury Avenue and Superior Avenue needed for the NEORSD's Doan Valley Relief / Consolidation Sewer Project; and declaring that the easement rights granted are not needed for the City's public use.

Indexes: EASEMENTS; NORTHEAST OHIO REGIONAL SEWER DISTRICT; PUBLIC WORKS; ROCKEFELLER PARK

Attachments: [995-2019 Grant easement to NEORSD for its Doan Valley Relief Consolidation Sewer Program jdd](#)
[995-2019 Executive Summary](#)
[995-2019 map 1](#)
[995-2019 map 2](#)

A motion was made by Council Member Kazy, seconded by Council Member Johnson, that this Emergency Ordinance be approved. The motion carried by the following vote:

Yea: 17 - Anthony T. Hairston, Basheer S. Jones, Jasmin Santana, Joseph T. Jones, Kevin L. Bishop, Blaine A. Griffin, Anthony Brancatelli, Brian Kazy, Dona Brady, Kenneth Johnson, Kerry McCormack, Kevin Conwell, Kevin Kelley, Martin Keane, Matt Zone, Michael Polensek, and Phyllis E. Cleveland

996-2019 AN EMERGENCY ORDINANCE Authorizing the Director of Public Works to execute deeds of easement granting to West Creek Conservancy certain easement rights in property located from the Morgana Run Trail to the Morgana Bluffs Nature Preserve and Learning Center, and declaring that the easement rights granted are not needed for the City's public use.

Indexes: EASEMENTS; PUBLIC WORKS; WEST CREEK CONSERVANCY

Attachments: [996-2019 Grant easement to West Creek Conservancy to connect Morgana Bluffs to Morgana Run](#)
[996-2019 Executive Summary](#)
[996-2019 map](#)

A motion was made by Council Member Kazy, seconded by Council Member Johnson, that this Emergency Ordinance be approved. The motion carried by the following vote:

Yea: 17 - Anthony T. Hairston, Basheer S. Jones, Jasmin Santana, Joseph T. Jones, Kevin L. Bishop, Blaine A. Griffin, Anthony Brancatelli, Brian Kazy, Dona Brady, Kenneth Johnson, Kerry McCormack, Kevin Conwell, Kevin Kelley, Martin Keane, Matt Zone, Michael Polensek, and Phyllis E. Cleveland

[1183-2019](#) AN EMERGENCY ORDINANCE Authorizing the Director of Public Safety to apply for and accept a grant from the Ohio Bureau of Workers' Compensation for the Safety Intervention Grant Program; and authorizing the Director to enter into one or more contracts without competitive bidding with Stryker Medical for the purchase of up to two Stryker power load cot fasteners, for the Division of Emergency Medical Service, Department of Public Safety.

Indexes: EMERGENCY MEDICAL SERVICE DIVISION; GRANTS; OHIO BUREAU OF WORKERS COMPENSATION ; SAFETY DEPARTMENT

Attachments: [1183-2019 Ap. Ac grant from BWC for purchase of two Stryker power load cot fasteners \(002\)](#)
[1183-2019 Exec. Summay - Safety to Apply for-Accept Grant from Bureau of Workers' Comp for cot fasteners](#)

A motion was made by Council Member Kazy, seconded by Council Member Johnson, that this Emergency Ordinance be approved. The motion carried by the following vote:

Yea: 17 - Anthony T. Hairston, Basheer S. Jones, Jasmin Santana, Joseph T. Jones, Kevin L. Bishop, Blaine A. Griffin, Anthony Brancatelli, Brian Kazy, Dona Brady, Kenneth Johnson, Kerry McCormack, Kevin Conwell, Kevin Kelley, Martin Keane, Matt Zone, Michael Polensek, and Phyllis E. Cleveland

[1207-2019](#) AN EMERGENCY ORDINANCE Authorizing the Director of Economic Development to enter into a grant agreement with Manufacturing Works, formerly known as Westside Industrial Retention and Expansion Network - WIRE-net, or its designee, to provide economic development assistance to finance the administration of the Cleveland Industrial Retention Initiative Program.

Indexes: ECONOMIC DEVELOPMENT DEPARTMENT; GRANT AGREEMENT ; MANUFACTURING WORKS

Attachments: [1207-2019 Grant Ag w Manufacturing Works for CIRI](#)
[1207-2019 Exec. Summary - Manufacturing Works, CIRI Initiative](#)

A motion was made by Council Member Kazy, seconded by Council Member Johnson, that this Emergency Ordinance be approved. The motion carried by the following vote:

Yea: 17 - Anthony T. Hairston, Basheer S. Jones, Jasmin Santana, Joseph T. Jones, Kevin L. Bishop, Blaine A. Griffin, Anthony Brancatelli, Brian Kazy, Dona Brady, Kenneth Johnson, Kerry McCormack, Kevin Conwell, Kevin Kelley, Martin Keane, Matt Zone, Michael Polensek, and Phyllis E. Cleveland

[1209-2019](#) AN EMERGENCY ORDINANCE Authorizing the Directors of Public Works and Finance to employ one or more temporary employment agencies to provide professional services to supply temporary and seasonal personnel for the Department of Public Works and the Project Clean program and for the various departments of the City during each of the years 2020 and 2021, for a period up to one year.

Indexes: FINANCE DEPARTMENT; PROFESSIONAL SERVICES; PUBLIC WORKS

Attachments: [1209-2019 Prof Serv temporary seasonal workers for outsourcing - Parks Finance](#)
[1209-2019 Executive Summary](#)

A motion was made by Council Member Kazy, seconded by Council Member Johnson, that this Emergency Ordinance be approved. The motion carried by the following vote:

Yea: 17 - Anthony T. Hairston, Basheer S. Jones, Jasmin Santana, Joseph T. Jones, Kevin L. Bishop, Blaine A. Griffin, Anthony Brancatelli, Brian Kazy, Dona Brady, Kenneth Johnson, Kerry McCormack, Kevin Conwell, Kevin Kelley, Martin Keane, Matt Zone, Michael Polensek, and Phyllis E. Cleveland

[1212-2019](#) AN EMERGENCY ORDINANCE Authorizing the Director of Public Works to apply for and accept a grant from the Ohio Department of Education for the 2020 Summer Food Service Program; authorizing the purchase by requirement contract of breakfasts and lunches and for food, food products, beverages, condiments and paper products to implement the grant, for the Division of Recreation, Department of Public Works; and authorizing the Director to contract with various non-profit organizations for the implementation of the Program.

Indexes: GRANTS; OHIO DEPARTMENT OF EDUCATION; PUBLIC WORKS; RECREATION CENTERS; SUMMER FOOD PROGRAM

Attachments: [1212-2019 Ap & Accept Summer Food](#)
[1212-2019 Exec. Summary - 2020 Summer Food Program](#)

A motion was made by Council Member Kazy, seconded by Council Member Johnson, that this Emergency Ordinance be approved. The motion carried by the following vote:

Yea: 17 - Anthony T. Hairston, Basheer S. Jones, Jasmin Santana, Joseph T. Jones, Kevin L. Bishop, Blaine A. Griffin, Anthony Brancatelli, Brian Kazy, Dona Brady, Kenneth Johnson, Kerry McCormack, Kevin Conwell, Kevin Kelley, Martin Keane, Matt Zone, Michael Polensek, and Phyllis E. Cleveland

[1222-2019](#) AN EMERGENCY ORDINANCE Authorizing the Director of Public Safety to enter into a task force cooperative agreement with the United States Department of Justice, Drug Enforcement

Administration, to participate in and conduct tactical drug enforcement operations concerning the use and abuse of controlled substances under the provisions of the U.S. Code, for a period not to exceed two years.

Indexes: AGREEMENTS; SAFETY DEPARTMENT; US DEPARTMENT OF JUSTICE

Attachments: [1222-2019 K w US Drug Enforcement Admin for Task Force reimbursement](#)
[1222-2019 Exec. Summary - Safety to Enter Into a Task Force Agreement with the US Drug Enforcement Admin](#)

A motion was made by Council Member Kazy, seconded by Council Member Johnson, that this Emergency Ordinance be approved. The motion carried by the following vote:

Yea: 17 - Anthony T. Hairston, Basheer S. Jones, Jasmin Santana, Joseph T. Jones, Kevin L. Bishop, Blaine A. Griffin, Anthony Brancatelli, Brian Kazy, Dona Brady, Kenneth Johnson, Kerry McCormack, Kevin Conwell, Kevin Kelley, Martin Keane, Matt Zone, Michael Polensek, and Phyllis E. Cleveland

[1252-2019](#) AN EMERGENCY ORDINANCE Authorizing the Director of Finance to enter into one or more agreements with the CAVALIERS ESPORTS, LLC, to provide eSports and gaming programming, activities, and related experiences through education and professional opportunities related to gaming and eSports; and to cause payment to the Cavs for related expenses, for a period of one year with a one-year option to renew, exercisable by the Director of Finance.

Indexes: AGREEMENTS; CAVALIERS ; FINANCE DEPARTMENT; RECUSALS

Attachments: [1252-2019 Aq w Cavaliers for eSports and gaming](#)
[1252-2019 Exec. Summary - Esports](#)

A motion was made by Council Member Kazy, seconded by Council Member Johnson, that this Emergency Ordinance be approved. The motion carried by the following vote:

Yea: 16 - Anthony T. Hairston, Basheer S. Jones, Jasmin Santana, Joseph T. Jones, Kevin L. Bishop, Blaine A. Griffin, Anthony Brancatelli, Dona Brady, Kenneth Johnson, Kerry McCormack, Kevin Conwell, Kevin Kelley, Martin Keane, Matt Zone, Michael Polensek, and Phyllis E. Cleveland

Recused: 1 - Brian Kazy

INTRODUCTIONS

ANNOUNCEMENTS

MISCELLANEOUS

MOTION TO EXCUSE THE ABSENCES

ADJOURN

